

same be paid for out of the contingent fund.

*Resolved further*, That the secretary of the Senate be instructed to transmit a copy of this resolution to the House.

Adopted.

Committee Clerk J. C. Pool was assigned additional duty on Committee on Penitentiaries.

On motion of Senator Agnew, the Senate adjourned till 10 o'clock tomorrow morning.

#### SEVENTH DAY.

SENATE CHAMBER,  
AUSTIN, TEXAS, Jan. 17, 1893.

Senate met pursuant to adjournment.

Lieutenant-Governor Pendleton in the chair.

Roll called.

Quorum present.

Prayer by the chaplain, Dr. Briggs.

Pending the reading of the journal.

On motion of Senator Whitaker the reading of the same was suspended.

The following message was received:

HOTSE OF REPRESENTATIVES,  
AUSTIN, TEXAS, Jan. 17, 1893.

Hon. Geo. C. Pendleton, President of the Senate:

SIR: I am directed by the House to inform your honorable body of the passage of the following bills:

Senate bill No 1, "An act appropriating \$100,000 to members' mileage and per diem and officers' and employes' per diem of the Twenty-third Legislature," with an amendment.

Also, Senate bill No. 2, "An act making an appropriation to defray the contingent expenses of the Twenty-third Legislature," with an amendment. Very respectfully,

GEO. W. FINGER,

Chief Clerk H. of R.

On motion of Senator Imboden, the Journal of Saturday, January 14, was corrected so as to show that Senators Greer and Lewis were added to the Committee on Enrolled Bills.

#### COMMITTEE REPORTS.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 16, 1893.

Hon. Geo. C. Pendleton, President of the Senate:

Your Committee on Judiciary No. 2, to whom was referred

Senate bill No. 18, entitled "An act to amend title 17, chapter 6 of the Penal Code of the State of Texas, by adding thereto chapter 6a,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass, with the following amendments:

Amend section 3 by striking out the words, "it being the property of another," and inserting instead thereof the words, "into any house, the property of another," and by inserting in first line, section 3, between the words "shall" and "discharge," the word "wilfully."

All of which is respectfully submitted.

KEARBY, Chairman.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 16, 1893.

Hon. Geo. C. Pendleton, President of the Senate:

Your Committee on Judiciary No. 2, to whom was referred:

Senate bill No. 14, entitled "An act to amend articles 3227, 3228, 3229, 3230, 3231, 3232, 3233, 3234, 3235, 3236, 3237, 3238, 3239, 3239a, 3239b, 3239c, title 63 of the Revised Civil Statutes of Texas,"

Have had the same under consideration and instruct me to report it back to the Senate with the recommendation that it do pass, with the following amendment:

Amend article 3227 by adding, "Provided, No city or town shall be divided in making any such subdivision."

All of which is respectfully submitted.

KEARBY, Chairman.

#### BILLS AND RESOLUTIONS.

By Senator Goss:

A bill to be entitled "An act relating to the registration of county warrants, and require interest to be paid thereon after registration, and to amend article 964, and add 964a to the Revised Statutes."

Read first time and referred to Judiciary Committee No. 2.

By Senator Baldwin:

A bill to be entitled "An act to provide for the protection of domestic animals; for the creation of a live stock sanitary commissioner; for the establishing of live stock quarantine laws, rules and regulations; to provide penalties for violating the same, and to make an appropriation to carry out the provisions of this act."

Read first time and referred to Committee on Stock and Stockraising.

By Senator Simpson:

A bill to be entitled "An act to amend articles 488 and 489 of the Code of Criminal Procedure, and to add to

said Code articles 489a, 489b, 489c, 489d and 489e, providing for the attachment of witnesses in criminal cases, and for the payment of expenses of witnesses in felony cases."

Read first time and referred to Judiciary Committee No. 2.

By Senator Pressler:

A bill to be entitled "An act to exempt Comanche county from the operation of the stock inspection law."

Read first time and referred to Committee on Stock and Stockraising.

By Senator Pressler:

A bill to be entitled "An act to create three additional supreme judicial districts and to regulate the time and place of holding courts therein, and to amend sections Nos. 1, 5, 6, 7 and 8 of an act entitled an act to divide the State of Texas into three supreme judicial districts and to provide for and establish a court of civil appeals in each of said districts, approved April 13, A. D. 1892."

Read first time and referred to Judiciary Committee No. 1.

By Senator Atlee:

A bill to be entitled "An act to amend chapter 3, title 11, article 358 of the Penal Code of Texas."

Read first time and referred to Judiciary Committee No. 2.

By Senator Jester:

A bill making theft from twenty to fifty dollars a misdemeanor, triable in the county court, punishment from two to three years labor on the public roads and other public works."

Read first time and referred to Committee on Roads and Bridges.

By Senator McComb:

A bill to be entitled "An act to provide preference liens in favor of laborers and to prescribe the manner of fixing and securing the same."

Read first time and referred to Judiciary Committee No. 1.

By Senator McComb:

A bill to be entitled "An act to provide for inquests on fires and accumulation and reporting fire statistics."

Read first time and referred to Committee on Insurance, Statistics and History.

By Senator Whitaker:

A bill to be entitled "An act to provide for the holding of district courts at a place other than the county seat in certain counties."

Read first time and referred to Judiciary Committee No. 1.

By Senator Atlee, by request:

A bill to be entitled "An act to amend chapter 4, title 6, article 350 of

the Code of Criminal Procedure of Texas."

Read first time and referred to Judiciary Committee No. 2.

By Senator Atlee:

A bill to be entitled "An act to amend chapter 6, title 11, article 377 of the Penal Code of Texas."

Read first time and referred to Judiciary Committee No. 2.

By Senator Atlee:

A bill to be entitled "An act to amend chapter 14, title 17, article 770 of the Penal Code of Texas."

Read first time and referred to Judiciary Committee No. 2.

By Senator Agnew, by request:

A bill to be entitled "An act to amend articles 4082 and 4089 of the Revised Civil Statutes of Texas, as amended by acts of 1883 and 1879."

Read first time and referred to Judiciary Committee No. 1.

By Senator Hutchinson:

"An act to regulate the acknowledgements of married women and other instruments of writing required by law to be exercised by them, and to repeal articles 4310 and 4313 of the Revised Civil Statutes, and all laws in conflict therewith."

Read first time and referred to Judiciary Committee No. 1.

President of Senate ordered House amendments to Senate bills No. 1 and 2 to be read.

On motion of Senator Jester, Senate concurred in House amendments.

By Senator Baldwin:

A bill to be entitled "An act to protect stockraisers, farmers and horticulturists; providing for the destruction of wolves and other wild animals; to make an appropriation therefor and to repeal chapter 100, relating to the same subject, passed at the regular session of the Twenty-second Legislature."

Read first time and referred to Committee on State Affairs.

By Senator Hutchinson:

A bill to be entitled "An act to prevent the employment of Pinkertons or other armed forces by any person, corporation or firm in this State."

Read first time and referred to Judiciary Committee No. 2.

By Senator Yoakum:

An act entitled "An act to amend article 538 of title 7, chapter 4 of Code of Criminal Procedure of Texas."

Read first time and referred to Judiciary Committee No. 2.

The following message was received from the House:

HOUSE OF REPRESENTATIVES,  
AUSTIN, TEXAS, Jan. 17, 1893.

Hon. Geo. C. Pendleton, President of the Senate:

SIR—I am directed by the House to inform your honorable body of the passage of the following resolution:

*Resolved*, That a committee of five be appointed by the Speaker to confer with a like committee of the Senate with the view of determining the manner and method of publishing and preserving the proceedings of the Twenty-third Legislature."

And the Speaker has appointed as such committee on the part of the House Messrs. Fields, Wheelless Wilson, Erskine and McLemore.

Respectfully,

GEO. W. FINGER.

Chief Clerk House of Representatives.

There being no objection, Senator Crowley presented a memorial from the "Daughters of the Republic of Texas." Read first time and referred to Committee on State Affairs.

By Senator Cranford:

A bill to be entitled "An act to regulate attachments in certain cases, and to provide for the distribution of the proceeds of property sold under judgment in such cases."

Read first time and referred to Judiciary Committee No. 1.

JOINT RESOLUTION.

By Senator Greer:

To amend sections 1, 2, 3, 4, 5, 24 and 28 of article 3 of the Constitution of the State of Texas."

Read first time and referred to Committee on Constitutional Amendments

On motion of Senator Steele, the Senate took a recess until 11:15.

After recess the following communication was read:

AUSTIN, TEXAS, Jan. 14, 1893.

Hon. Geo. C. Pendleton, President of the Senate:

SIR: Please announce to the Senate that an inaugural ball will be given next Wednesday night by the citizens of Austin; that all the officers and members of that honorable body are cordially invited to attend, and are respectfully asked to extend invitations to their families and friends throughout the State.

Very respectfully,

R. M. SWEARINGEN,

Chairman Invitation Committee.

BILLS ON SECOND READING.

The President laid before the Senate, Senate bill No. 9, entitled

"An act to amend article 1272, title 29, chapter 9 of the Revised Civil

Statutes of the State of Texas, with the following committee amendment:

"Amend by inserting after the word 'knowledge' in line 22, the following words: 'or the truth of the facts set out in the said affidavit.'"

The committee amendment was adopted.

Bill read second time and ordered engrossed.

The President of the Senate ordered Senate bills Nos. 1 and 2 read, after which he signed same in the presence of the Senate.

PRIVILEGED REPORTS.

Senator Imboden, chairman of Committee on Enrolled Bills, made following reports:

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 17, 1893.

Hon. George C. Pendleton, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 1, being

"An act appropriating \$110,000 to pay members' mileage and per diem, and officers' and employees' per diem of the Twenty-third Legislature,"

And find the same correctly enrolled, and have this day, at 11:30 a. m., presented the same to the Governor for his approval.

IMBODEN, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 17, 1893.

Hon. Geo. C. Pendleton, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 2, being

"An act making an appropriation to defray the contingent expenses of the Twenty-third Legislature,"

And find the same correctly enrolled, and have this day, at 11:30 a. m., presented the same to the Governor for his approval.

IMBODEN, Chairman.

On motion of Senator Greer, Senator Pressler was excused from the morning session.

President of the Senate appointed Senator Greer in the place of Senator Pressler on committee to escort the Governor-elect to the House of Representatives.

MESSAGE FROM THE HOUSE.

Representative Moore, chairman of committee on the part of the House, notified the Senate that that body was invited to assemble in the Hall of Representatives to take part in the inauguration of the Governor



and Lieutenant-Governor-elect at 12 o'clock sharp.

Senate withdrew to the House of Representatives to attend the inauguration of the Governor and Lieutenant-Governor.

#### IN JOINT SESSION.

The Senators were seated in chairs along the aisle, and the President of the Senate, Hon. Geo. C. Pendleton, was invited to a seat on the right of the Speaker.

The President directed the secretary to call the roll of the Senate, and the following Senators answered to their names:

Senators Agnew, Atlee, Baldwin, Boren, Bowser, Browning, Cranford, Crowley, Dean, Dickson, Douglass, Goss, Greer, Hutchinson, Imboden, Jester, Kearby, Lawhon, Lewis, McComb, McKinney, Simpson, Smith, Steele, Swayne, Tips, Whitaker, Woods, Yoakum. Total, 29.

A quorum was announced present.

The Speaker directed the clerk to call the roll of the House, and the following members answered to their names:

Hon. John H. Cochran, Speaker; Messrs. Aldridge, Alston, Baker of Red River, Baker of DeWitt, Ball, Barbee of Wharton, Barbee of Free-stone, Barron, Barry, Bayne, Beall, Breeding, Broocks, Brown, Burleson, Cain, Calhoun, Chambers, Chandler, Cocke, Cunningham, Curry, Dashiell, Davis of Walker, Davis of Falls, Dean, Dever, Dills, Dodd, Dorow, Erskine, Faubion, Fagan of Lamar, Feagin of Polk, Fields, Finlay, Flack, Frazer, Garrett, Golden, Gossett, Gough, Graham, Graves, Greer, Griffin, Haller, Hamilton, Hawkins, Henderson of Lamar, Henderson of Milam, Henry, Hodges, Hood of Parker, Hood of Fannin, Jackson of Colorado, Jackson of Burleson, James, Kennedy of Bee, Kennedy of Starr, King of Rockwall, King of Ellis, Kirk, Lindsey, Lloyd, Long, Maddox, Martin, McElwee, McFall, McFarland, McGehee, McLemore, Meyers, Mills, Moody, Moore, Morrison, Murray, Murrell, Newton, Nolan, Onion, Peck, Peter, Phillips, Pickett, Ragsdale, Rodriguez, Rogan, Rogers of Anderson, Rogers of Titus, Rogers of McLennan, Rowell, Rudd, Russell, Sebastian, Simmons of Grayson, Simmons of Maverick, Slayden, Smith of Smith, Smith of Hill, Strange, Sumner, Talbot, Tankersley, Taylor, Townsend, Truit, Turner, Turney, Urbahn, Weeks, Weinert, Wester,

Wheless, White, Wilson, Wohlford, Wynn, Young. Total 122.

A quorum was announced present.

The Speaker then announced that the two Houses were in joint session for the purpose of inaugurating the Governor and Lieutenant-Governor-elect.

The Joint Committee on Inaugural Ceremonies were announced at the bar of the House, with the Governor and Lieutenant-Governor-elect, who were invited to seats respectively on the right and left of the Speaker.

The following gentlemen also occupied seats on the Speaker's stand: General John H. Reagan, ex-Governor F. R. Lubbock, ex-Governor O. M. Roberts, Hon. C. H. Haynes.

Rev. G. W. Briggs, D. D., chaplain of the Senate, invoked the blessings of Almighty God in the following language:

"Our Father who art in heaven, we bless thee that thou art also on earth and everywhere. Hallowed be thy name in the mansion of the ruler, in the cottage of the poor, in thought and in speech and every written and printed page. Thy kingdom come in the halls of legislation and in the homes and hearts of men. Thy will be done by every man, whether a legislator, a ruler or a citizen, on earth as 'tis done in heaven. Give us this day our daily bread for body, mind and soul. Forgive us our sins, personal or political, as we forgive those who sin against us. Lead us not into temptation, but deliver us from all evil that comes nigh us as men, as citizens and as servants of the State, we ask in the name of Jesus Christ, our Lord, and to thy name be power and glory now and always. Amen."

After the conclusion of the prayer and the administration of the oath to the Governor by Chief Justice John W. Stayton the Speaker, introducing Governor Hogg, said:

"Ladies and Gentlemen and Members of the Senate and House of Representatives of the Legislature of Texas: I have the honor and the pleasure of introducing to you your Governor, James S. Hogg."

Governor Hogg said:

"Mr. Speaker and Gentlemen of the Senate and House of Representatives: In good faith I have taken the oath just administered, and now with profound concern assume the grave responsibilities imposed by the office of Governor.

"I have no further recommendations at this time to make to your honorable bodies than may be found

in the message I delivered to you last week. The end and aim held in view by that message are the promotion of good government and the material interests of the people.

"Prosperity, after all, gentlemen, depends upon the condition of labor and its profits. Every legitimate effort that tends to lighten the burdens of industry and to infuse into it life and vigor must in time receive the commendation of all patriots. From the farms, the ranches and the workshops, as a result of labor, springs the wealth of the government; and to their care and encouragement every leading legislative effort and measure should be directed. When last year over three million dollars were saved to the producers from traffic taxation alone, without diminishing the receipts of our transportation companies, the lesson was taught that this saving, diffused throughout industry in all its forms, marks the era of prosperity in this State.

"Consider well the beginning, gentlemen; add a few more touches to the work laid out by the platform demands, and your names will become enshrined in the hearts of your constituents and honored by those to follow. When the people speak, let their will be done. They have spoken, and I have confidence in the integrity, the intelligence and the fidelity of this Legislature. I thank you for your attention."

The oath of office was administered to Lieutenant-Governor M. M. Crane by the Chief Justice of the Supreme Court of Texas, John W. Stayton.

Lieutenant-Governor Crane, after having taken the oath of office, and having been introduced by the Speaker, said:

"Senators, Representatives and Fellow Citizens: The Legislature and the officers just inaugurated are before you as the result of the last election. We come here as the servants of the people, by whom we have been chosen to execute their commands and to obey their behests. Happily for us, those commands are conveyed to most of us in language that is unambiguous and in terms not hard to understand. It remains for us to perform the duties thus placed upon us, and then to return home and render an account to those by whom we have been selected for the discharge of that important trust.

"I congratulate you, my friends, this morning, that the official relations just instituted have begun under such favorable auspices. Encouraged

by the low taxes that have been placed upon them, and by the abundant crops of last year as a result of their labor, our agricultural brethren are more prosperous than usual. Many of them are purchasing homes for themselves and urging others to come into our State and avail themselves of its inducements. Further than this our daily press comes to us laden with the joyful intelligence that capitalists from all quarters are coming into Texas and making homes; investing their means in railway enterprises, and in manufacturing, and other industries in our large and growing cities. We welcome them one and all, and pledge that their investments here shall be as secure as they are in any other State of the Union.

"More than that, my friends, it is perhaps not proper to mention it, but it is in my heart, and I cannot refrain. While this, the occasion of our induction into office, it is soon to be followed by the inauguration of a Democratic President, and by the assembly of a Democratic Congress. With our Federal interests in their hands, committed as they are to the reduction of our taxes to a revenue basis, and the settlement of our financial problem in accordance with the principles of justice and sound political economy, we have more reason to hope, and I sincerely believe, that we have entered upon an era of prosperity in our whole country at large, and in Texas especially. I thank you."

At the conclusion of the Lieutenant-Governor's address the Speaker announced that the business of the joint session was concluded.

On motion of Senator Swayne the Senate withdrew to the Senate chamber.

#### IN SENATE.

The retiring President, Lieutenant-Governor Pendleton, thanked the Senators for courtesies, etc., and introduced the Lieutenant Governor, M. M. Crane, who entered upon the discharge of the duties of his office.

Senator Imboden offered the following resolution:

*Resolved*, That the thanks of the Senate be extended the retiring President of the Senate, Hon. George C. Pendleton, from his impartial and efficient discharge of duty in presiding over our deliberations.

Adopted unanimously by a rising vote.

On motion of Senator Baldwin, the Senate adjourned until 10 o'clock tomorrow.